

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. MJ 09-304
Plaintiff,)
v.)
MICHAEL A. FLOWERS,) DETENTION ORDER
Defendant.)

Offense charged: Felon in Possession of a Firearm

Date of Detention Hearing: July 6, 2009

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant is charged by Complaint with unlawfully possessing a Smith and Wesson revolver Model 37 pistol, having previously been convicted in the King County Superior

01 Court of the crimes of Extortion in the Second Degree and Theft in the First Degree.

02 (2) Defendant has a lengthy criminal record which includes warrant activity, failures
03 to report, failures to comply with court orders and an active, extraditable warrant from Pierce
04 County. Defendant does not contest detention. Defendant was not interviewed by pretrial
05 services.

06 (3) Defendant poses a risk of nonappearance due to unknown or unverified
07 background information, a history of failing to appear and to comply with court orders and active
08 warrants. He poses a risk of danger based on extensive criminal history and a previous history
09 of noncompliance.

10 (4) There does not appear to be any condition or combination of conditions that will
11 reasonably assure the defendant's appearance at future Court hearings while addressing the
12 danger to other persons or the community.

13 It is therefore ORDERED:

14 (1) Defendant shall be detained pending trial and committed to the custody of the
15 Attorney General for confinement in a correction facility separate, to the extent
16 practicable, from persons awaiting or serving sentences or being held in custody
17 pending appeal;

18 (2) Defendant shall be afforded reasonable opportunity for private consultation with
19 counsel;

20 (3) On order of a court of the United States or on request of an attorney for the
21 Government, the person in charge of the corrections facility in which defendant
22 is confined shall deliver the defendant to a United States Marshal for the purpose

of an appearance in connection with a court proceeding; and

(4) The clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 6th day of July, 2009.

s/ Mary Alice Theiler
United States Magistrate Judge